

EXHIBIT 28

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
WACO DIVISION**

EXPRESS MOBILE, INC.,

Plaintiff,

v.

GOOGLE LLC,

Defendant.

Civil Action No. 6:20-cv-00803-ADA

Jury Trial Demanded

DECLARATION OF JEFF SAMUELSON

1. I, Jeff Samuelson, am the Chief Executive Officer of Plaintiff Express Mobile, Inc. (“Express Mobile”) and a member of Express Mobile’s Board of Directors. I make this declaration based on my own personal knowledge.

2. I currently reside and have resided for many years in the town of Hartsdale, which is in Westchester, New York.


3. Before the COVID-19 pandemic, I traveled frequently on business and pleasure, including traveling to Texas. I plan to do so once again as soon as the pandemic is more normalized and vaccination is available.

4. I understand that I will be a witness at trial in Express Mobile’s case against Google. I am willing and plan to travel to either Austin, Texas or Waco, Texas to appear at trial in this case.

5. The flight from New York to Austin or Waco, Texas, would be shorter for me than traveling from New York to San Francisco, and as such more convenient.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on February 12, 2021.



Jeff Samuelson